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8 Attorneys for Plaintiffs
9 OUR CHILDREN'S EARTH FOUNDATION and
ECOLOGICAL RIGHTS FOUNDATION

10
11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

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14 OUR CHILDREN'S EARTH FOUNDATION, a
15 non-profit corporation, and ECOLOGICAL
16 RIGHTS FOUNDATION, a non-profit
corporation,

17 Plaintiffs,

18 v.

19 MICHAEL S. REGAN, in his official capacity
20 as Administrator, United States Environmental
21 Protection Agency, MARTHA GUZMAN, in
her official capacity as Regional Administrator,
22 United States Environmental Protection Agency,
and UNITED STATES ENVIRONMENTAL
23 PROTECTION AGENCY,

24 Defendants.

25 Civil Case No. 3:24-cv-00286-RS

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27 **PLAINTIFFS' NOTICE OF
APPEAL AND REPRESENTATION
STATEMENT**

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NOTICE OF APPEAL

Notice is hereby given that Our Children's Earth Foundation and Ecological Rights Foundation, plaintiffs in the above-referenced case, hereby appeal to the United States Court of Appeals for the Ninth Circuit from the Order Granting Motion to Dismiss entered on June 11, 2024 (Dkt. 37), which dismissed plaintiffs' sole claim for lack of subject matter jurisdiction.

Pursuant to Ninth Circuit Rule 3-2(b), a Representation Statement is attached to this notice.

/s/ Brian Orion
Brian Orion
Environmental Advocates

REPRESENTATION STATEMENT

Pursuant to Ninth Circuit Rule 3-2(b), Plaintiffs state that the parties are represented by counsel whose names, addresses, and telephone numbers appear below:

Plaintiffs Our Children's Earth Foundation and Ecological Rights Foundation are represented by:

Christopher Sproul (Cal. Bar No. 126398)

Brian Orion (State Bar No. 239460)

Stuart Wilcox (Cal. Bar No. 327726)

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Defendants Michael S. Regan, Martha Guzman, and the United States Environmental Protection Agency are represented by:

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